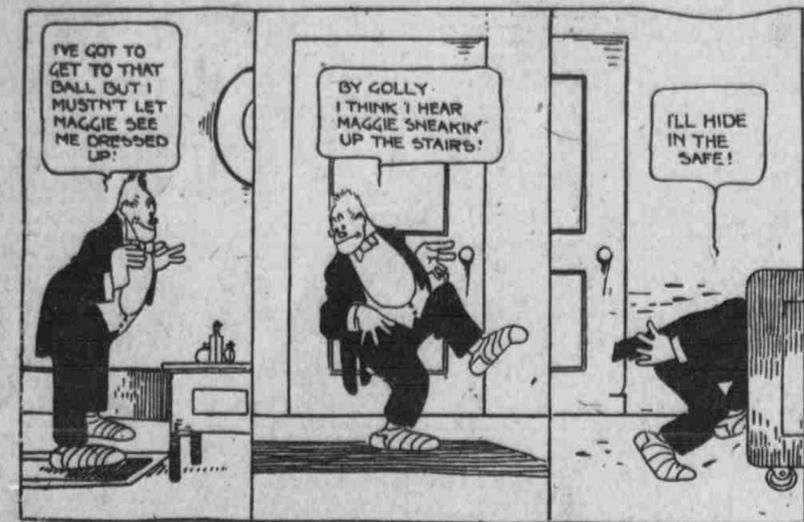


# Bringing Up Father



## BASE BALL FIGHT TAKEN TO COURT

### Federal League Files Suit Against National Commission Under Sherman Anti-Trust Act.

#### CALLED ILLEGAL COMBINATION

(Continued from Page One.)

that "there are now in the United States about 10,000 professional base ball players, all of whom, with the exception of about 200, under contract to the Federal league, are under the domination and control of the national agreement and the rules and regulations of the National Commission."

The right of reservation claimed under the provisions of the national agreement is set forth together with the statement that the defendants claimed and now claim that a player under the national agreement always continues to be a member of the club to which he is subscribing to that agreement.

The national agreement for the government of professional base ball, which was entered into between the National and American leagues and the National association in 1905, the complainant declares, was not for perpetuation for base ball as the national pastime; the protection of property rights without sacrificing the spirit of competition, and the promotion of the welfare of ball players, as declared in the agreement, but was for the perpetuation of professional base ball in the hands of the contracting parties that those within the combination might be safeguarded against any professional base ball competition.

The petition further asserts that the purpose of the national agreement was that "it might so dominate and control players that the enjoyment of their services by any person or club outside the combination would be difficult if not impossible."

Injunction is asked. The court is asked to restrain the defendants from seeking by injunction, threats, bonuses, or otherwise, to prevent the players, Fischer, Konechky, Caldwell, Ferritt, Wingo, O'Connor, Biedert, Austin, Allen, Berghammer, Bender, Plank and Marquard from performing their several contracts with the constituent members of the plaintiff.

The dismissal of the various court actions pending against George W. Johnson, Harold H. Chase, Armando Marsans and Leo Magee, is asked in the petition.

A significant clause in the prayer of the bill reads: "That the said defendant shall be deemed as forming part of a combination, conspiracy and monopoly in violation of the common law, in contravention of the anti-trust and monopoly statutes and in disregard of the constitutional right of contract, and that said defendant be enjoined from further continuing or doing business as a part of or in connection with said combination."

The bill of complaint asserts that more than \$5,000,000 was received by the National commission from the last world's series games and that this, with other money accumulated by the commission, has been and is being used, with surplus of the National league and the American league, "for the purpose of undertaking to oppress and injure or destroy" the Federal league and its member clubs.

Formal declaration of the formation of a conspiracy to injure or destroy the Federal league is alleged against the defendants.

Hearing on the bill was set by Judge Egan for January 22. President Thomas of the Chicago Nationals said concerning the suit: "The purpose of the Federal is either to ruin the game or force themselves into the ranks of organized base ball."

Organized Base Ball Ready. CINCINNATI, O., Jan. 5.—Organized base ball in its answer to this case will be in a position to make charges that will be astounding in the base ball public, said August Herrmann today regarding the suit filed by the Federal league in Chicago. Mr. Herrmann is chairman of the National Base Ball commission.

"Charges that the rules of organized base ball and the national agreement are violations of the anti-trust statutes, as made by the Federal league, are mild as against the charge we will present of fraud, conspiracy and bad faith, with numerous circumstances connected therewith to break up a reputable business and break down the reputation of the national game."

"Formulating this action so far as it has been able to see an abstract of it, it seems to be an effort on the part of the Federal league to prevent the judicial determination of the cases now pending in various courts and to prevent the bringing of other similar actions to enforce contracts with players."

"There is a purpose, apparently, to create the impression that players under contract may be interfered with by the Federal league by any kind of fraud with impunity."

"An investigation as to the character of the suit is something that has been invited by organized base ball. We believe that when the same has been tried there will

## Eleven Prayers for Relief By Feds from Organized Ball

### CHICAGO, Jan. 5.—The suit filed by the Federal league against the National Base Ball commission includes eleven prayers for relief, the leading sections being:

1. That the national agreement and the rules of the National commission be declared illegal and the defendants enjoined from operating under them.
2. That the defendants be declared to constitute a combination, conspiracy and monopoly in contravention of the anti-trust statutes and that they be enjoined from further doing business as a part of said monopoly.
3. That the defendants be declared to have conspired to injure or destroy the plaintiff's business and enjoined from continuing their conspiracy, particularly from saying the plaintiffs are financially irresponsible and from threatening with "blacklist" any players under Federal contract.
4. That all contracts with players heretofore made by the defendants under the national agreement be declared, as to the plaintiffs, "null, void and of no effect" and that the defendants be enjoined from seeking to enforce such contracts against players later signed by the Federals.
5. That the defendants be ordered to dismiss the various actions now pending against the plaintiffs.
6. That they be restrained from seeking by injunctions, threats or promises to prevent other players from performing their several contracts.
7. That a preliminary injunction covering the various matters, while sections 8 and 9 ask for damages and relief for injuries done the Federal league by its rivals. Sections 10 and 11 ask that writs of injunction and subpoena be granted.
8. The text of the national agreement is appended to the bill of complaint.

### be an absolutely clean book for the national game.

#### Ten's Statement.

HARRISBURG, Pa., Jan. 5.—President Tenor of the National league, regarding the base ball suit, said:

"I have no fear as to the outcome of the legal proceedings or that the validity of the National agreement will be upheld by the court. I only regret that the Federal league has felt impelled to undertake to annul an agreement which the members of that league, as supporters and advocates of the national game know full well has materially contributed to the uplift and betterment of the game."

## Mills Makes Offer of His Terms to Coach Creighton

Tommy Mills, coach at the Omaha high school, yesterday conferred with Dan Butler, president of the Creighton athletic board with regard to his appointment as foot ball coach at Creighton next fall. Butler submitted his proposition. If the board accepts Mills' terms, the high school mentor will be coach at the Omaha college next fall. Mr. Butler declared that as far as he was concerned Mills' terms are satisfactory, but whether the other eight members of the board will see the same way is unknown. Butler will call a meeting of the board today or Friday of this week if possible and the matter decided.

## Buck Thiel Dies of Tuberculosis

ST. JOSEPH, Jan. 5.—Otto "Buck" Thiel, 32 years old, in former days one of the best known ball players in the west died at his home here last night of tuberculosis. Thiel has played with the St. Joseph, Des Moines, Kansas City, Omaha, Milwaukee, Louisville, Little Rock and Peoria base ball clubs. His last work on the diamond was as an umpire in the Nebraska State league in 1909.

## Hoffman May Join Omaha Ball Club

Guy Hoffman, pitcher on the Grand Island State league team last season, has been promised a chance with the Omaha club this spring. Hoffman is in Omaha and believes he can make good in the western league. With the exception of Dazzy Vance, who went to Pittsburgh, Hoffman was the leading pitcher in the Nebraska circuit.

## KILLED IN BOXING BOUT ABOARD U. S. BATTLESHIP

WASHINGTON, Jan. 5.—Edward C. Ott of Indianapolis, ordinary seaman on the battleship Florida, was killed Saturday night in a boxing match aboard the warship. No details have been received at the Navy department.

NEW YORK, Jan. 5.—Edward C. Ott, seaman killed in a boxing match aboard the Florida, had put on the gloves with another seaman named Walsh, it was said aboard the Florida at the Navy yard today. Ott received a blow on the chin and fell to the deck. The ship's surgeon, after working over him an hour pronounced him dead. Walsh was placed under technical arrest and now is a prisoner at large aboard the Florida.

## SIoux CITY MAY CALL OFF ANNUAL AUTO RACE MEET

Omaha may have a clear field in the auto racing game in this part of the country, according to recent advice from Sioux City, where it is declared the 30 event at that place may be postponed for a year. Sioux City is experiencing trouble in procuring a sanction for a suitable date, and unless a change occurs, will not hold the usual meet.

## LAJOIE IS BOUGHT BY CONNIE MACK

### Napoleon Released by Cleveland and Will Play with Reorganized Phila Athletics.

#### TO BE USED AT SECOND BASE

CLEVELAND, O., Jan. 5.—Napoleon LaJoie, for thirteen years second baseman and former manager of the Cleveland American league club, today was released by President Charles W. Somers of the Philadelphia Athletics. Manager Connie Mack came here from Philadelphia and closed the deal. No other players were involved in the deal, Mr. Somers said.

LaJoie in 1901 jumped from the Philadelphia National league to the newly formed Philadelphia American league team, where he played under Connie Mack until June, 1902. On June 4, 1902, he played his first game with Cleveland. He was manager of the Cleveland team from 1905 to 1909, inclusive.

Mr. Mack admitted that he expected to use LaJoie at second base, a vacancy caused by the sale of Eddie Collins to the Chicago White Sox.

LaJoie made his three thousandth hit in the major leagues in the last game he played with the Cleveland club on September 27, last.

His average batting record for nineteen years in the major leagues was .345.

## Magic City Quintet Has Unfilled Date

Coach Patton of the South Omaha high school is minus a date for his fast quintet, said date supposed to be filled Friday evening. Consequently, the South Omaha coach is on the lookout for anything that smacks of championship quality.

Patton thinks he's got a real team and wants to schedule a game with a real team for Friday.

Takamah, to the south of the Packer burg, thought of meeting the high school five, but somehow they suddenly changed its mind.

## Miles Main Signs a Federal League Pact

CHICAGO, Jan. 5.—Miles Main, pitcher for the Detroit ball club last year, today signed a two-year contract with the Federal league, according to an announcement by James A. Gilmore, president of the league. He will be assigned to a club later. Miles first pitched with the Buffalo club of the International league.

## STEVENS LEADS IN THE CAPITOL POOL TOURNEY

	P.	W.	L.	Pct.
Stevens	5	4	1	.833
Shepard	5	4	1	.800
Owens	6	4	2	.750
Swanson	6	4	2	.750
Harech	7	3	4	.643
Kooney	7	3	4	.643
Dixon	7	3	4	.643
Shaffer	7	3	4	.643

When Stevens beat Swanson, 109 to 52, last night in the Capitol pool tourney he stepped into first place and forced Swanson into third. Both played a good game, and had Swanson not played in such hard luck he no doubt would have made his opponent play at top speed to beat him. Swanson has not necessarily lost first money, as all four players are so close.

There are three more games to be played in the tournament: Swanson against Shepard, Owens against Stevens and Owens against Shepard.

Score by innings:  
Stevens: 14, 14, 1, 6, 12, 7, 14, 13, 8, 5, 8, 6—106; net, 100.  
Swanson: 0, 0, 13, 5, 2, 7, 6, 1, 6, 11, 5, 2—55; net, 51.  
Scratches: Stevens, 5; Swanson, 4; Referee: Jesse Reynolds.

Tonight Swanson finishes up in the tournament with Shepard.

## WRESTLING MATCH Heavyweight Championship of the West

Krag "Whisper" Wed. Night, Jan. 6, 1915. Wrestling Match of the West. American Heavyweight Champion, vs. JACK CORNERS. The 200-Pound Giant of Vancouver, Champion of the Pacific Coast, Catch at Omaha, Feb. Falls out of Three-Two Wrestling Grand Tournament. Seats 50c to \$1—Single, \$1.50. Box Office Now Open.

## Sheriff Appoints His Office Force For Ensuing Term

Sheriff Felix J. McShane has announced his official staff for the first time. The announcement has been eagerly awaited for the last two months, as a shakeup has been threatened for a long while.

"Judge" W. A. Foster is retained as chief deputy, former Deputy E. Palmer is made judge, vice John Cahill, who goes out; Margaret Foley will be book-keeper in place of Miss Alice Larkin, who also is out of a job; Mrs. Jennie McPherson is retained as matron, and Deputies James Musgrave, Henry Schroeder, Joe Wright, Carl Lambrecht, Larry Flynn, Ed Cassidy and Joe Pospichal keep their places. New deputies are William Hogan, who operates a barber shop at Fifteenth and Harney; "Jim" Lindsey, former pugilist, and William Sich.

The deputies who lost their jobs are Walter Hanger, John Cahill, Hopkins and George Hartman.

Sheriff McShane said last night that two of these would have been retained only for an order from the county commissioners, who compelled him to cut down his staff.

All the names of the sheriff's friends and friends of the sheriff's friends who sought jobs were placed in a hat and the "winners" were then chosen by lot, McShane said.

## City Contracts to Be Awarded Soon

Contracts for supplying the city with supplies for the year 1915 will be awarded soon, some of them perhaps today, City Purchasing Agent Dick Grotte says. The items include coal and many other commodities. For some of them there were two low bidders, each quoting the same figure, and arrangements are now being made to settle the business satisfactorily.

When the purchasing agent's recommendations are made to the city commission it is expected that the latter will award the contracts at once. The bids are said to be lower than usual this year.

## Builders Elect and Have Big Banquet

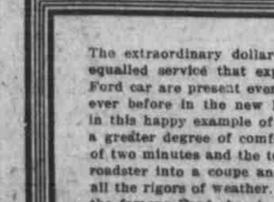
Results of the balloting for the election of officers of the Omaha Builders' exchange are: President, J. J. Tems; vice president, Farley S. Hamilton; treasurer, O. F. Nelson; board of directors, Charles Anderson, Frank D. Venting, Thomas Herd, W. C. Bullard, William Redwick and Grant Parsons.

## CHRISTIAN BROTHERS WILL DROP FOOT BALL

ST. LOUIS, Jan. 5.—Foot ball will be stricken from the list of athletics at Christian Bros. college of St. Louis during 1915 and perhaps for many years thereafter. This announcement was made here last night by officials of the college. The loss of \$4,000 during three years is given as the cause of the action.

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Ford Coupelet \$450; Sedan 1915; Town Car \$690; Touring Car \$490; Runabout \$440. All fully equipped, f. o. b. Detroit. On sale and display at 1916 Harney street. Buyers will share in profits if we sell at retail \$60,000 new Ford cars between August 1914 and August 1915.

## TOMMY MILLS MAY COACH CREIGHTON

### Former High School Athlete Receives a Proposition to Handle the University Teams.

#### ONLY SALARY QUESTION IN WAY

Tommy Mills, for the last three years coach at the Omaha high school, will be coach at Creighton university next fall, if the Creighton Athletic board agrees to a proposition put before it Tuesday. Mills so stated Tuesday evening, asserting that he had submitted a proposition concerning the salary involved, and expects an answer from the board today.

Mills returned Monday evening from his home at Beloit, Wis., where he spent the Christmas holidays. Before leaving he had been approached by the Creighton Athletic board with the offer of the coaching job. The preliminary offer was indefinite as to whether he was to only coach the foot ball, or all athletic regattas representing the university.

He asserted Tuesday evening that, if a gymnasium is erected and Creighton puts out base ball and track teams, he will be willing to act as all-year coach. If the board and Mills can agree on the salary, Mills will succeed Harry Miller, for the last five years head of Creighton teams. During his stay at Creighton he raised the standard of athletics to a very high level.

Miller did not make application to the board for the position next year. He will probably devote all his time to the practice of law.

Will Select Own Assistant. The double coach system was tried at Creighton this year, Chester Dudley of Council Bluffs acting as assistant to Miller. If Mills accepts the job, he will choose his own assistant next year.

A mass meeting of Creighton students will be held at the Creighton law school at 5 o'clock this afternoon to boost the benefit show planned in the near future for the benefit of the new gymnasium now being talked of by Creighton men.

At the meeting it is expected to have all departments represented. The cheer leaders and those who are foremost in all demonstrations, are arranging for a Creighton night at the Boyd theater, at which the house will be reserved by the university and the profits turned over to the Creighton gym fund. It is planned to fix the night during the week when "Strongheart," the college play, will be at the theater. Tickets will be distributed among the students and the affair will take on the air of a regular university function.

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## Turks Ravage Persia

PETROGRAD, Russia, Jan. 4.—Turkish troops, whose defeat by Russian forces was announced on December 12, when they attempted to invade Russia from Persian territory, are now reported to be ravaging the region south of Lake Urumiah, in northwestern Persia.

## Drawn for The Bee by George McManus

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